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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**



Applicant(s): **Bianchi et al.**  
Application No.: **09/782,594**  
Filed: **2/12/2001**  
Title: **ASSEMBLED IMPLANT**  
Customer No: **29847**  
Attorney Docket No.: **RTI-112R**

Group Art Unit: **1615**

**RESPONSE TO DECISION DISMISSING PETITION UNDER 37 C.F.R. §1.78(a)(3)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is in response to the attached Dismissed Petition under 37 C.F.R. §1.78(a)(3), Applicants submit the following items:

- (X) Executed Preliminary Amendment under 37 C.F.R. §1.115, which is the same as filed on July 25, 2001.
- (X) Second Preliminary Amendment under 37 C.F.R. §1.115.
- (X) Executed Declaration and Power of Attorney, including citizenship of all inventors, as well as the correct reflection of serial numbers under the U.S. Priority Claim. The above-identified application is the same application, which the inventor executed by signing the enclosed declaration.
- (X) Petition and Fee for a Five-Month Extension of Time.
- (X) Payment is by Credit Card. Form PTO-2038 is attached.

In view of the foregoing items, Applicants request reconsideration of the Dismissed Petition under 37 C.F.R. §1.78(a)(3).

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope with sufficient postage addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit: 10/17/2001

Typed Name: Timothy H. Van Dyke

Signature:

Respectfully submitted,

By

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